

**REISSUE APPLICATION BY THE INVENTOR, OFFER TO SURRENDER
(37 C.F.R. § 1.178)**

To the Assistant Commissioner for Patents:

1. The undersigned applicant of the accompanying reissue application for the reissue of letters patent for the improvement in Image Display Apparatus With Holes For Opposite Side Patent number 5,609,938 granted to him/her on March 11, 1997, of which Viewing

☐ he/she is now sole owner,

☒ Creative Minds Foundation

is now sole owner by assignment, and on whose behalf and with whose assent the accompanying application is made,

☒ The "ASSENT BY THE ASSIGNEE" to this reissue application is attached.

Date: _____

Signature(s)

Rodney M. Shields

(type or print name(s))

CERTIFICATION UNDER 37 C.F.R. § 1.10*
(Express Mail label number is mandatory.)
(Express Mail certification is optional.)

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date March 11, 1997, in an envelope as "Express Mail Post Office to Addressee," service under 37 C.F.R. § 1.10, Mailing Label Number E03017685905, addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Adam C. Brink

(type or print name of person mailing paper)

Adam C. Brink

Signature of person mailing paper

WARNING: Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. § 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

***WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(Reissue Application by the Inventor, Offer to Surrender (37 C.F.R. § 1.178)—Assent of Assignee
[17-2]—page 1 of 2)

**REISSUE APPLICATION DECLARATION AND POWER OF ATTORNEY
(BY INVENTOR(S) OR ASSIGNEE)**

(complete A or B)

A. ☒ DECLARATION BY THE INVENTOR(S)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor *(if only one name is listed below)* or an original, first and joint inventor *(if plural names are listed below)* of the subject matter that is described and claimed in letters patent number 5,609,938, granted on March 11, 1997, and for which invention I solicit a reissue patent on the invention entitled IMAGE DISPLAY APPARATUS WITH HOLES FOR
OPPOSITE SIDE VIEWING

the specification of which

☒ is attached hereto.

☐ was filed on _____, as reissue application number / and was amended on _____ *(if applicable)*.

☐ I hereby declare that there is no assignee for this application.

NOTE: "Where no assignee exists, applicant should affirmatively state that fact. If the file record is silent as to the existence of an assignee, it will be presumed that no assignee exists." M.P.E.P., 6th ed., rev. 1, § 1410.01.

B. ☐ DECLARATION BY ASSIGNEE

NOTE: The assignee of the entire interest may make the declaration, if the reissue application does not seek to enlarge the scope of the claims of the original patent. 37 C.F.R. § 1.172.

(type or print name of declarant)

Title

of _____,

Name of company or legal entity on whose behalf declarant is authorized to sign

declare that I am a citizen of _____ and resident of _____,

_____, that the entire title to letters patent number _____,

for _____,

granted on _____, 19____ to _____

Inventor(s)

is vested in _____

Name of company or legal entity

that I believe said named inventor(s) to be an original, first and sole inventor *(if only one name is listed)* or an original, first and part inventor *(if plural names are listed)* of the subject matter that is described and claimed in the aforesaid letters patent and in the foregoing specification and for which invention I solicit a reissue patent.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

(37 C.F.R. § 1.175)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

☒ In compliance with this duty, there is attached an information disclosure statement in accordance with 37 C.F.R. § 1.98.

PRIORITY CLAIM

NOTE: A "claim" for the benefit of an earlier filing date in a foreign country under 35 U.S.C. 119(a)-(d) must be made in a reissue application even though such a claim was made in the application on which the original was granted. However, no additional certified copy of the foreign application is necessary. M.P.E.P., 6th ed., rev. 1, § 1417.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

(complete C or D)

C. ☒ No such applications have been filed.

D. ☐ Such applications have been filed as follows:

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION**

Country	Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)	Priority Claimed
				<input type="checkbox"/> YES NO <input type="checkbox"/>
				<input type="checkbox"/> YES NO <input type="checkbox"/>
				<input type="checkbox"/> YES NO <input type="checkbox"/>

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION**

BENEFIT OF PROVISIONAL APPLICATION

**STATEMENT OF INOPERATIVENESS
OR INVALIDITY OF ORIGINAL PATENT**

(37 C.F.R. § 1.175)

That I believe the original patent to be

- ☒ partly
☐ wholly

inoperative or invalid by reason of (37 C.F.R. § 1.175(a)(1)):

(check all items that may apply)

- ☐ a defective specification
☐ a defective drawing
☒ the patentee claiming more or less than the patentee had a right to claim in the patent.

NOTE: At least one error must be relied upon as the basis for the reissue. 37 C.F.R. § 1.175(a)(1).

That the error listed above, which are being corrected, up to the time of the filing of this reissue declaration arose without any deceptive intention on the part of the applicant. (37 C.F.R. § 1.175(a)(2).

NOTE: For any error corrected not covered by this declaration applicant must submit, before allowance, a supplemental declaration stating that every such error arose without any deceptive intention on the part of the applicant. 37 C.F.R. § 1.175(b)(1).

- ☐ Corroborating affidavits or declarations of others accompany this declaration.

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

(list name and registration number)

Thomas C. Feix
Reg. No. 34,592

Donald C. Feix
Reg. No. 19,328

(check the following item, if applicable)

- ☐ I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.
- ☐ Attached, as part of this declaration and power of attorney, is the authorization of the above-named practitioner(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO

☒ Address

Thomas C. Feix
Feix & Feix
241 North San Mateo Drive
San Mateo, CA 94401

DIRECT TELEPHONE CALLS TO: *(Name and telephone number)*

Thomas C. Feix
(650) 342-4513

☐ Customer Number _____

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signature(s)

☒ **BY THE INVENTOR(S)**

Full name of sole or first inventor Rodney M. Shields

Inventor's signature _____

Date _____ Country of Citizenship US

Residence _____

Post Office Address 3142 Sweetbriar Court
Lafayette, CA 94549

Full name of second joint inventor, if any _____

Inventor's signature _____

Date _____ Country of Citizenship _____

Residence _____

Post Office Address _____

☐ **BY ASSIGNEE OR PERSON AUTHORIZED TO SIGN ON BEHALF OF ASSIGNEE**

NOTE: Even though inventor(s) do not sign, complete above information for inventor(s).

(complete the following, if applicable)

Creative Minds Foundation
(type name of assignee)
2316 Baynard Blvd.
Address of assignee
Wilmington, DE 19802

Title of person authorized to sign on behalf of assignee

☒ Assignment recorded in PTO on June 23, 1993

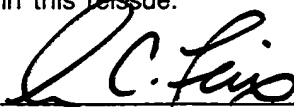
Reel 6648

Frame 0188

☐ A separate ☐ "ASSIGNMENT (DOCUMENT) COVER SHEET"
or ☐ FORM PTO 1595 is submitted herewith along with the assign-
ment _____

STATEMENT BY ASSIGNEE

- ☒ Attached is a "STATEMENT UNDER 37 C.F.R. 3.73(b)," establishing the right of the assignee to take action in this reissue.



Signature of assignee or person authorized to
sign on behalf of assignee

(check proper box(es) for any added page(s) forming a part of this declaration)

- ☐ Signature for third and subsequent joint inventors. Number of pages added. _____
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added. _____
- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 C.F.R. § 1.47. Number of pages added. _____
- ☒ Statement of inoperativeness or invalidity of original patent. 37 C.F.R. § 1.175. Number of pages added 2
- ☐ Authorization of attorney(s) to accept and follow instructions from representative.
- ☐ Corroborating statements of others.

**STATEMENT OF INOPERATIVENESS OR INVALIDITY
OF ORIGINAL PATENT 37 C.F.R. § 1.175)**

Granted claims 1, 5, and 6 of U.S. Letters Patent No. 5,609,938 (hereinafter the '938 patent) contain a error that occurred without deceptive intent that renders the '938 patent partially inoperative as a legal document by reason of my claiming less than I had a right to claim.

Specifically, claim 1, subparagraph a) iii) recites a "pressure sensitive adhering means" for removably adhering the perforated transparent panel to a perforated protective liner to permit pressure sensitive application of the perforated transparent panel to a clear substrate. I believe that the term "pressure sensitive" which precedes the "adhering means" limitation unduly restricts the scope of claim 1. The specification teaches that the releasable bond between the panel assembly and the protective liner and the panel assembly and a clear substrate may be achieved by using a transfer adhesive (see Column 9, lines 1-2) or by selecting a panel material having static cling properties (see Column 8, lines 57-59, and claim 6). While a transfer adhesive is pressure sensitive, static cling materials are not, by definition, "pressure sensitive". Instead, a material with static cling properties forms a releasable bond with other materials by electrostatic attraction. Granted claim 6 further defines the "pressure sensitive adhering means" as a material which comprises static cling properties. I understand that under the doctrine of "claim differentiation", dependent claims can be used to exemplify the breadth of the claim(s) from which they depend. Granted claim 6 is clearly at odds with granted claim 1. Claims 1, 5, and 6 have been amended to delete reference to all occurrences of the term "pressure sensitive" which precedes the "adhering means" limitation. This amendment is necessary to clarify that dependent claims 6 is narrower in scope that independent claim 1.

important features of my invention were not claimed. I understand that dependent claims are important and can be used to secure specific coverage that protects particular features of a commercial embodiment in the event that subsequently discovered prior art may invalidate any of the independent claims. The inclusion of dependent claims that cover the many important features of my invention is critical as a hedge against litigation. Accordingly, this reissue application is also being filed to add several dependent claims that capture important features that are presently unclaimed.

The granted claims of the '938 patent are directed to an interior mount panel assembly. However, the '938 patent also contains disclosure directed to an exterior mount panel assembly. Accordingly, a second error of claiming less than I had a right to claim in the '938 patent involves not including claims directed to this exterior mount embodiment. Claims 15 to 21 adding by the preliminary amendment submitted herewith are directed to the exterior mount embodiment. Accordingly, this reissue application is also being filed to add an independent claim and several dependent claims that capture an important embodiment and features of that embodiment that are presently unclaimed.

No new matter has been added to the '938 patent.

Mar-10-99 09:20A FEIX AND FEIX

1-15-342-4683

P.02

Practitioner's Docket No. TF-2018-03-RE

PATENT

ASSENT BY ASSIGNEE FOR FILING OF REISSUE APPLICATION

NOTE: The written assent of all assignees, if any, owning an undivided interest in the original patent must be included in the application for reissue. 37 C.F.R. 1.172(a).

This is part of the application for a reissue patent filed herewith based on the original patent identified as follows:

Rodney M. Shields
Name of Patentee

5,609,983
Patent Number

March 11, 1997
Date Patent Issued

IMAGE DISPLAY APPARATUS WITH HOLES FOR OPPOSITE SIDE VIEWING
Title of Invention


I am an assignee owning

- ☒ an undivided interest to the above original patent.
☐ a _____ % (per cent) interest in the above original patent.

I assent to the accompanying application for reissue.

Attached is a "Statement under 37 C.F.R. § 3.73(b) — Establishing Right of Assignee to Take Action."

Creative Minds Foundation
Name of assignee


Signature of person signing for assignee

Date: 3/10/99

Greg Ross, President
(type or print name and title of person signing for assignee)

Assent by Assignee for Filing of Reissue Application [07-6]

Practitioner's D cket No. TF-2018-03-RE

PATENT

**REQUEST FOR TRANSFER OF DRAWINGS FROM ORIGINAL PATENT
TO REISSUE APPLICATION**

Please transfer the drawings from original patent, 5,609,938, filed on
Oct. 18, 1994, for the invention entitled Image Display Apparatus
With Holes For Opposite Side Viewing

to the reissue application, the specification of which:

☒ is attached hereto.

☐ was filed on _____, as reissue application num-
ber /



Signature of practitioner

Date:

Thomas C. Feix

(type or print name of practitioner)

Reg. No.: 34,592

241 North San Mateo Drive

P.O. Address

Tel. No. (650) 342-4513

Customer No.:

San Mateo, CA 94401

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rodney M. Shields

Application No.: / Group No.:

Filed For: IMAGE DISPLAY APPARATUS WITH HOLES FOR OPPOSITE SIDE VIEWING

For: Examiner:

5,609,938

Issue Date: March 11, 1997

Patent*:

Issue Date: _____

Reexamination No.:

Issue Date: _____

Reissue:

*NOTE: Insert name(s) of inventor(s) and title for patent.

Assistant Commissioner for Patents
Washington, D.C. 20231

STATEMENT UNDER 37 C.F.R. § 3.73(b)—
ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*
(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

37 C.F.R. § 1.8(a)

37 C.F.R. § 1.10*

☐ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Addressee"

Mailing Label No. E603017685905 (mandatory)

TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Date: March 11, 1997

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by Express Mail **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. § 1.10(b).

"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

NOTE: 37 CFR 3.73(b) states: "When an assignee seeks to take action in a matter before the Office with respect to a patent application, . . . , patent, registration, or reexamination proceeding, the assignee must establish its ownership of the property to the satisfaction of the Commissioner. Ownership is established by submitting to the Office, in the Office file related to the matter in which action is sought to be taken, documentary evidence of a chain of title from the original owner to the assignee (e.g., copy of an executed assignment submitted for recording) or by specifying (e.g., reel and frame number) where such evidence is recorded in the Office. The submission establishing ownership must be signed by a party authorized to act on behalf of the assignee. Documents submitted to establish ownership may be required to be recorded as a condition to permitting the assignee to take action in a matter pending before the Office."

NOTE: "Section 3.73(b) is amended to remove the sentence requiring an assignee to specifically state that the evidentiary documents have been reviewed and to certify that title is in the assignee seeking to take action. The sentence is deemed to be unnecessary in view of the amendment to §§ 1.4(d) and 10.18." Notice of Oct. 10, 1997, 62 Fed. Reg. 53,131, at 53,174.

1. The assignee(s) of the entire right, title and interest hereby seek(s) to take action in the PTO in this matter.

IDENTIFICATION OF ASSIGNEE

2. Creative Minds Foundation

Name of assignee

A Massachusetts Corporation

Type of assignee, e.g., corporation, partnership, university, government agency, etc.

PERSON AUTHORIZED TO SIGN

3. Greg Ross

(type name of person authorized to sign on behalf of assignee)

Title of person authorized to sign

NOTE: The Notice of April 30, 1993 (1150 O.G. 62-64) points out:

"The statement under 37 CFR 3.73(b) may be signed on behalf of the assignee in the following two manners if the assignee is an organization (e.g., corporation, partnership, university, government agency, etc.).

"(1) The statement may be signed by a person in the organization having apparent authority to sign on behalf of the organization. An officer (president, vice-president, secretary, or treasurer) is presumed to have authority to sign on behalf of the organization. The signature of the chairman of the board of directors is acceptable, but not the signature of an individual director. A person having a title (manager, director, administrator, general counsel) that does not clearly set forth that person as an officer of the assignee is not presumed to be an officer of the assignee or to have authority to sign the statement on behalf of the assignee. A power of attorney from the inventors in an organization to a practitioner to prosecute a patent application does not make the practitioner an official of an assignee or empower the practitioner to sign the statement on behalf of the assignee.

"(2) The statement may be signed by any person, if the statement includes an averment that the person is empowered to sign the statement on behalf of the assignee and, if not signed by a registered practitioner, the statement must be in oath or declaration form. Where a statement does not include such an averment, and the person signing does not hold a position in the organization that would give rise to a presumption that the person is empowered to sign the statement on behalf of the assignee, evidence of the person's authority to sign will be required."

[Author's Note: The requirement for an oath or declaration for this statement by a person not a registered practitioner was rescinded by the rules effective December 1, 1997.]

(complete the following, if applicable)

☒ I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.

BASIS OF ASSIGNEE'S INTEREST

Ownership by the assignee is established as follows:

A.

1. ☒ An assignment from the inventor(s) of the matter identified above, which was recorded in the PTO at
Reel 6648, Frame 0188.
2. ☐ An assignment (document) separately being submitted for recordal herewith.

AND/OR

B. ☐ A chain of title from the inventor(s) to the current assignee as shown below:

1. From: _____
Name of inventor(s)

To: _____

Recorded in PTO: Reel _____, Frame _____

2. From: _____
Name of inventor(s) or assignee

To: _____

Recorded in PTO: Reel _____, Frame _____

3. From: _____
Name of inventor(s) or assignee

To: _____

Recorded in PTO: Reel _____, Frame _____

(check item below, and add details, if applicable)

- ☐ Additional documents in the chain of title are listed in the attached Supplemental Sheet.

COPIES OF DOCUMENTS IN CHAIN OF TITLE

(complete this item, if copies are being sent)

- ☒ Copies of the assignment(s) or other document(s) in the chain of title are attached as follows:

<input checked="" type="checkbox"/> A	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 2	
<input type="checkbox"/> B	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3

(Signature of authorized person)

(type or print name of authorized person)

Title of authorized person



SIGNATURE OF PRACTITIONER

Thomas C. Feix

(type or print name of practitioner)

241 North San Mateo, CA 94401

P.O. Address

San Mateo, CA 94401

Reg. No.: 34,592

Tel. No.: (650) 342-4513

Customer No.:

08/081728

Attorney Docket No. 14711-1

ASSIGNMENT OF PATENT APPLICATION

WHEREAS, Rodney M. Shields, 217 Ramona Road, Danville, CA 94526; hereinafter referred to as "Assignor", is the inventor of the invention described and set forth in the below identified application for United States Letters Patent:

Title of the Invention: **IMAGE DISPLAY APPARATUS**

Date of execution: June 23, 1993; Filing date: _____ Serial No.: _____; and

WHEREAS, Creative Minds Foundation, a Delaware corporation located at 2316 Baynard Blvd., Wilmington, Delaware 19802, hereinafter referred to as "Assignee", is desirous of acquiring an interest in the invention and application and in any Letters Patent and Registrations which may be granted on the same.

For good and valuable consideration, receipt of which is hereby acknowledged by Assignor, Assignor has assigned, and by these presents do assign to Assignee all right, title and interest in and to the invention and application and to all foreign counterparts (including patent, utility model and industrial designs), and all future improvements thereon, and in and to any Letters Patent and Registrations which may hereafter be granted on the same in the United States and all countries throughout the world, and to claim the priority from the application as provided by the Paris Convention. The right, title and interest is to be held and enjoyed by Assignee and Assignee's successors and assigns as fully and exclusively as it would have been held and enjoyed by Assignor had this assignment not been made, for the full term of any Letters Patent and Registrations which may be granted thereon, or of any division, renewal, continuation in whole or in part, substitution, conversion, reissue, prolongation or extension thereof.

Assignor further agrees that Assignor will, without charge to Assignee, but at Assignee's expense, (a) cooperate with Assignee in the prosecution of U.S. Patent applications and foreign counterparts on the invention and any improvements, (b) execute, verify, acknowledge and deliver all such further papers, including patent applications and instruments of transfer and (c) perform such other acts as Assignee lawfully may request to obtain or maintain Letters Patent and Registrations for the invention and improvements in any and all countries, and to vest title thereto in Assignee, or Assignee's successors and assigns.

IN TESTIMONY WHEREOF, Assignor has signed his/her name on the date indicated.

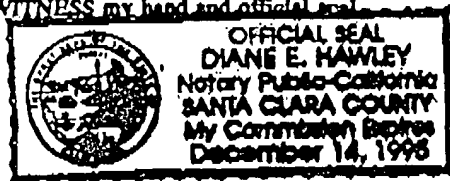
Rodney M. Shields
Rodney M. Shields

6.23.93
Date

STATE OF California)
COUNTY OF Santa Clara) ss.

On June 23, 1993, before me, the undersigned notary public, personally appeared Rodney M. Shields, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on this instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Signature Diane E. Hawley
RECORDED NOTARY PUBLIC
& TRADEMARK OFFICE

TOWNSEND and TOWNSEND KHOURIE AND CREW
One Market Plaza
Stewart Street Tower, 20th Floor
San Francisco, California 94105

JUN 23 93

BEST AVAILABLE COPY

6648

UIC